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**MAILED**

**MAY 08 2009**

In re Patent No. 6,855,296  
Issue Date: February 15, 2005  
Application No. 09/831,552  
Filed: September 10, 2001  
Attorney Docket No.

OFFICE OF PETITIONS  
ON PETITION

This is a decision on the petition under 37 CFR 1.378(c), filed April 13, 2009, to accept the delayed payment of a maintenance fee for the above-identified patent.

The petition is **DISMISSED**.

If reconsideration of this decision is desired, a petition for reconsideration under 37 CFR 1.378(e) must be filed within TWO (2) MONTHS from the mail date of this decision. No extension of this two-month time limit can be granted under 37 CFR 1.136(a) or (b). This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

A petition to accept the unintentionally delayed payment of a maintenance fee under 35 U.S.C. 41(c) and 37 CFR 1.378(c) must be accompanied by: (1) a statement that the delay was unintentional; (2) payment of the appropriate maintenance fee, unless previously submitted; (3) payment of the surcharge set forth in 37 CFR 1.20(i)(2). This petition lacks item 3 above.

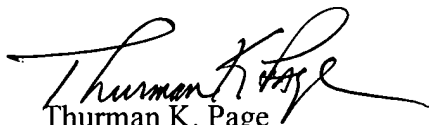
Further correspondence with respect to this matter should be addressed as follows:

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The centralized facsimile number is **(571) 273-8300**.

Telephone inquiries should be directed to the undersigned at (703) 571-272-0602.

  
Thurman K. Page  
Petitions Examiner  
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